

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY 42 D.C.

05 SEP 26 PM 2: 27

HIGHLAND CAPITAL MANAGEMENT  
CORPORATION,

Plaintiff,

V.

HIGHLAND CAPITAL HOLDING  
CORPORATION,

Defendant.

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TN MEMPHIS

No. 04-2334 M1/P

### ORDER OF DISMISSAL

The parties having shown that all matters and things in controversy between them have been compromised and settled, the Motion for Dismissal filed September 22, 2005, is GRANTED and this matter is hereby DISMISSED without prejudice. The parties have thirty (30) days within which to reopen the matter if the settlement is not consummated.

ENTERED this 26 day of September, 2005.

JON P. McCALLA  
UNITED STATES DISTRICT JUDGE

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## Notice of Distribution

This notice confirms a copy of the document docketed as number 21 in case 2:04-CV-02334 was distributed by fax, mail, or direct printing on September 26, 2005 to the parties listed.

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Honorable Jon McCalla  
US DISTRICT COURT